

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

THIRTY-NINTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 14, 2008

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused – Black, Nielsen, Stevenson. Total – 3.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Kelsei Moyle, Page.

Approval of Journal

February 14, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-eighth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN by these Presents that Shirley G. Ringo, State Representative, District 06, House Seat B, Latah County, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Steve Cooke, of Moscow, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, C. L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Steve Cooke, Acting State Representative, District 06, House Seat B, Latah County, State of Idaho, for a term commencing on February 14,

2008, and continuing until the incumbent shall resume the performance of the duties or a vacancy occurs in such office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 12th day of February in the year of our Lord two thousand and eight, and of the Independence of the United States of America the two hundred and thirty-second year.

/s/ C. L. "BUTCH" OTTER
Governor

/s/ BEN YSURSA
Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Mr. Cooke.

February 13, 2008

Mr. Speaker:

I transmit herewith **S 1257, S 1355, S 1356, S 1372, S 1363, S 1377, and S 1382** which have passed the Senate.

WOOD, Secretary

S 1257, S 1355, S 1356, S 1372, S 1363, S1377 and S 1382 were filed for first reading.

February 13, 2008

Mr. Speaker:

I return herewith **H 430 and H 359** which have passed the Senate.

WOOD, Secretary

H 430 and H 359 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 14, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 524, H 525, H 526, H 527, H 528, H 529, and H 530**.

CLARK, Chairman

H 524 and H 525 were referred to the Local Government Committee.

H 526, H 527, and H 528 were referred to the Transportation and Defense Committee.

H 529 and H 530 were referred to the Revenue and Taxation Committee.

February 13, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 356, H 349, H 357, H 358, and HCR 36**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 356**, **H 349**, **H 357**, **H 358**, and **HCR 36**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 12, 2008

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **HJM 6** and recommend that it do pass.

BLOCK, Chairman

HJM 6 was filed for second reading.

February 12, 2008

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration **H 460** and **S 1337** and recommend that they do pass.

BARRETT, Chairman

H 460 and **S 1337** were filed for second reading.

February 13, 2008

Mr. Speaker:

We, your COMMITTEE ON RESOURCES & CONSERVATION, report that we have had under consideration **H 432**, **H 433**, **H 498**, **H 474**, and **HJM 8** and recommend that they do pass.

STEVENSON, Chairman

H 432, **H 433**, **H 498**, **H 474**, and **HJM 8** were filed for second reading.

February 13, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 350**, **H 375**, **H 379**, **H 452**, **H 453**, **H 454**, **H 455**, and **H 492** and recommend that they do pass.

BLACK, Chairman

H 350, **H 375**, **H 379**, **H 452**, **H 453**, **H 454**, **H 455**, and **H 492** were filed for second reading.

February 13, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 442**, **S 1261**, **S 1262**, **S 1248**, and **S 1288** and recommend that they do pass.

CLARK, Chairman

H 442, **S 1261**, **S 1262**, **S 1248**, and **S 1288** were filed for second reading.

February 13, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 389** and report it back with amendments attached to be placed on General Orders for consideration.

CLARK, Chairman

H 389 was placed on General Orders for consideration.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 44 BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND
REJECTING A CERTAIN RULE OF THE DEPARTMENT OF
AGRICULTURE RELATING TO RULES GOVERNING
PESTICIDE MANAGEMENT PLANS FOR GROUND WATER
PROTECTION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Department of Agriculture relating to Rules Governing Pesticide Management Plans for Ground Water Protection are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-ninth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 02.03.01, Rules Governing Pesticide Management Plans for Ground Water Protection, Section 102, DCPA Chemical Specific PMP, only, adopted as a pending rule under Docket Number 02-0301-0701, Department of Agriculture, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 44 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 531 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO ADMINISTRATIVE RULES; AMENDING SECTION 67-5220, IDAHO CODE, TO PROVIDE STATUTORY PROCEDURES FOR NEGOTIATED RULEMAKING; AMENDING SECTION 67-5221, IDAHO CODE, TO PROVIDE FOR AN AGENCY TO POST NOTICE OF RULEMAKING ONTO ITS WEBSITE IF THE AGENCY HAS A WEBSITE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 532 BY EDUCATION COMMITTEE AN ACT

RELATING TO SCHOOL FUNDING; STATING FINDINGS OF THE LEGISLATURE; AND AMENDING CHAPTER 9, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-910, IDAHO CODE, TO PROVIDE

STATE FUNDING TO TEMPORARILY MITIGATE THE IMPACT ON CERTAIN IDAHO SCHOOL DISTRICTS FOR LOSS OF FEDERAL FUNDS PREVIOUSLY AUTHORIZED UNDER THE SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT, PUBLIC LAW 106-393 AND TO PROVIDE FOR RETURN OF STATE MONEYS TO THE PUBLIC EDUCATION STABILIZATION FUND IF FEDERAL MONEYS ARE RECEIVED; PROVIDING AN EFFECTIVE DATE AND PROVIDING A SUNSET DATE.

HOUSE JOINT RESOLUTION NO. 2
BY STATE AFFAIRS COMMITTEE
 A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE I, OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 23, ARTICLE I, TO PROVIDE THAT THE PEOPLE HAVE THE RIGHT TO HUNT, FISH, TRAP AND HARVEST WILD GAME, SUBJECT TO REASONABLE RULES APPROVED BY THE STATE LEGISLATURE, TO PROVIDE THAT CONSISTENT WITH THE STATE OF IDAHO'S DUTY TO PROTECT THIS VALUED HERITAGE AND TO PRESERVE, PROTECT, PERPETUATE AND MANAGE WILD MAMMALS, BIRDS AND FISH, TRADITIONAL METHODS USED TO TAKE SPECIES NOT PROTECTED BY FEDERAL LAW ARE RESERVED TO THE PEOPLE, TO PROVIDE THAT PUBLIC HUNTING, FISHING AND TRAPPING SHALL BE THE PREFERRED MEANS OF MANAGING AND CONTROLLING SPECIES UNDER STATE CONTROL AND TO PROVIDE THAT NOTHING SHALL BE CONSTRUED TO MODIFY ANY PROVISION OF COMMON LAW OR STATUTES RELATING TO TRESPASS, EMINENT DOMAIN OR ANY OTHER PROPERTY RIGHTS; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 531, H 532, and HJR 2 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1257, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1355, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1356 and S 1372, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1363 and S 1377, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1382, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 484 and S 1305 Agricultural Affairs Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 397 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mortimer to open debate.

The question being, "Shall **H 397** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Black, Nielsen, Stevenson. Total -- 3.
 Total -- 70.

Whereupon the Speaker declared **H 397** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 401** be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 423 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Shirley to open debate.

The question being, "Shall **H 423** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 65.

NAYS -- Trail. Total -- 1.

Absent and excused--Black, Boe, Nielsen, Stevenson.
Total -- 4.
Total -- 70.

Whereupon the Speaker declared **H 423** passed the House.
Title was approved and the bill ordered transmitted to the Senate.

H 447 was read the third time at length, section by section,
and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wills to open
debate.

Mr. Kren moved that **H 447** be placed on General Orders for
consideration. Seconded by Bedke.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao,
Block, Bolz, Bowers, Brackett, Bradford, Chadderdon, Clark,
Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest,
Henderson, Kren, Labrador, Lake, Loertscher, Luker, Marriott,
Mathews, McGeachin, Mortimer, Moyle, Nonini, Patrick,
Raybould, Roberts, Schaefer, Shirley, Shively, Snodgrass, Thayn,
Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 44.

NAYS -- Barrett, Bock, Boe, Chavez, Chew, Durst, Jaquet,
Killen, King, LeFavour, Pasley-Stuart, Pence, Ringo(Cooke),
Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Smith(30),
Smith(24), Thomas, Trail, Wood(35). Total -- 23.

Absent and excused--Black, Nielsen, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared the motion carried and
H 447 was placed on General Orders for consideration.

H 370 was read the third time at length, section by section,
and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Shirley to open
debate.

The question being, "Shall **H 370** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao,
Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon,
Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn,
Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren,
Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews,
McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick,
Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler,
Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively,
Smith(30), Smith(24), Snodgrass, Thayn, Thomas, Trail,
Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 65.

NAYS -- Barrett, Wood(35). Total -- 2.

Absent and excused--Black, Nielsen, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared **H 370** passed the House.
Title was approved and the bill ordered transmitted to the Senate.

SCR 124 was read the third time at length and placed before
the House for final consideration.

At this time, the Speaker recognized Mr. Clark to open
debate.

The question being, "Shall **SCR 124** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao,
Block, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon,
Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn,
Hart, Harwood, Henderson, Jaquet, Killen, King, Kren, LeFavour,
Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer,
Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould,
Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer,
Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30),
Smith(24), Snodgrass, Thayn, Thomas, Trail, Vander Woude,
Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 62.

NAYS -- Barrett, Bock, Henbest, Labrador, Lake. Total -- 5.
Absent and excused--Black, Nielsen, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared **SCR 124** adopted and
ordered the resolution returned to the Senate.

HCR 38 was read the third time at length and placed before
the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open
debate.

The question being, "Shall **HCR 38** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell,
Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford,
Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst,
Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet,
Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker,
Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini,
Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts,
Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08),
Shirley, Shively, Smith(30), Smith(24), Snodgrass, Thayn,
Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr.
Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Black, Nielsen, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared **HCR 38** adopted and
ordered the resolution transmitted to the Senate.

HCR 39 was read the third time at length and placed before
the House for final consideration.

At this time, the Speaker recognized Mr. Vander Woude to
open debate.

The question being, "Shall **HCR 39** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Bayer, Black, Nielsen, Stevenson. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **HCR 39** adopted and ordered the resolution transmitted to the Senate.

H 431 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Moyle to open debate.

The question being, "Shall **H 431** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, Loertscher, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Smith(30), Smith(24), Snodgrass, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 58.

NAYS -- Bock, Chew, Henbest, LeFavour, Luker, Marriott, Ringo(Cooke), Shively, Trail. Total -- 9.

Absent and excused--Black, Nielsen, Stevenson. Total -- 3. Total -- 70.

Whereupon the Speaker declared **H 431** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS

Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused -- Black, Nielsen, Shirley. Total -- 3.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 438 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Sayler to open debate.

The question being, "Shall **H 438** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Trail, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total -- 64.

NAYS -- Bowers, Thomas. Total -- 2.

Absent and excused--Black, Nielsen, Shirley, Wills. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 438** passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1260 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1260** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Black, Nielsen, Shirley. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1260** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1270 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Clark to open debate.

The question being, "Shall **S 1270** pass?"

Roll call resulted as follows:

AYES -- Anderson, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Andrus, Black, Nielsen, Shirley. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **S 1270** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1271 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall **S 1271** pass?"

Roll call resulted as follows:

AYES -- Anderson, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo(Cooke), Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 63.

NAYS -- Barrett, Hart. Total -- 2.

Absent and excused--Andrus, Black, Crane, Nielsen, Shirley. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **S 1271** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar hold their place for one legislative day. There being no objection it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 p.m., Friday, February 15, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 1:47 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk